

The Georgia Board of Chiropractic Examiners met on November 18, 2004 at the Professional Licensing Boards Division, 237 Coliseum Drive in Macon, Georgia for the purpose of conducting business.

Members Present:

- David A. Wren, D.C., President
- Patrick J. Sallarulo, D.C.,
- Karen Mathiak, D.C.
- J. Craig Patterson, D.C.

Members Absent:

? James A. Anchors, D.C., Vice Pres.
(Legislative meeting in Atlanta at
Dr. Wren's request)

Others Present:

Jacqueline Hightower, Executive Director, Yvonne LeSane, Board Secretary, Felicia Mackey, Applications Specialist, Ajay Gohil, Assistant Attorney General, Jacqueline Turner, Enforcement, Bob Sise, Enforcement

President Wren established that a quorum was present, and called the meeting to order at 10:10 A.M.

Minutes: Dr. Mathiak moved and Dr. Sallarulo seconded and the Board voted to approve the Minutes from the September 9, 2004 and conference call meeting of October 5, 2004 Board meeting as amended.

Dr. Patterson moved and Dr. Mathiak seconded and the Board voted to enter into Executive Session in accordance with O.C.G.A. §43-1-2(k)(1)(2), O.C.G.A. § 50-14-2(1), O.C.G.A. § 43-1-2(k)(4) and O.C.G.A. § 43-1-1-19(4) to deliberate on Applications, Attorney General's Report, Cognizant Report and Investigative Interview and to receive information on Applications, Attorney General's Report, Cognizant Report and Investigative Interviews. Voting in favor of the motion were those present who included Board Members Wren, Sallarulo, Mathiak and Patterson. The Board concluded Executive Session in order to vote on these matters and to continue with the public session.

Meeting with Cathy Cox, Secretary of State:

The Board discussed the meeting with Cathy Cox, Secretary of State, held November 4, 2004 at the Secretary of State of office, Examination Bldg., 237 Coliseum Dr., Macon, Georgia.

Correspondence: The board reviewed correspondence and discussed the following items of interest:

Dr. Thomas R. Ventimiglia, DC: Are New York Chiropractic College on-line courses acceptable? **Board response:** Courses are acceptable if meets requirements of the rules.

Guy Annunziata, DC: What is documentation requirements for on-line courses? **Board response:** Please refer to board rules.

James R. Brandt, DC: The Academy of Chiropractic Orthopedists, Inc. is pleased to announce the development of a new orthopedic certification examination. The Coalition is available to you as a resource for chiropractic input to your Board. **Board response:** No action required.

Henry R. Stringfellow, Attorney at Law: I am attempting to obtain additional information regarding the establishment of a professional association that would include MD's and DC's. Any guidance you can provide would be appreciated. **Board response:** Review at the January 2005 board meeting

Cynthia Poppell, DC: What are the requirements for inactive status? If I move am I obligated to notify my patients by mail of the new location? **Board response:** Please refer to the rules for inactive status. The Board encourages you to write active patients in reference to your move.

Kelly King, Logistics Officer, Life University: If an instructor performs case reviews/case management during a luncheon can the attendees who are there at the luncheon receive credit? **Board response:** Please provide more specifics. Are courses on-line? What are the hours? Is this a class?

Guy Annunziata, DC: Is the attached documentation appropriate for on-line continuing education? Board Response: Documentation submitted is acceptable.

Bridget Seader, Federation of Chiropractic Licensing Boards: Power Poll questions:

1. Does Georgia (GA) allow long-term ownership of chiropractic clinics by non-DC's? **Board response:** Add to January agenda
2. Does GA Board have exclusive approval authority over Continuing Education Units (CEU) courses? **Board response:** Yes
3. Do you require approval or sanctioning of the course first by a Council on Chiropractic Education (CCE) Chiropractic College or State professional organization? **Board response:** No.
4. Does the GA Board charge a fee for CEU course review, how much? **Board response:** No.
5. What organization has GA used regarding disciplinary matters that recommend a licensee take a mandatory course in professional ethics? **Board response:** Ethics and Jurisprudence Examination.

Cold Laser Therapy Seminar 12/4&5/2004: Flyer received noting course on Cold Laser Therapy. **Board response:** Course is not part of the chiropractic scope. Ten (10) hours not approved. Please refer to the law.

Conference Call:

Dr. Patterson moved and Dr. Mathiak seconded and the Board voted to hold a conference call on December 14, 2004 at 12:00 p.m. to discuss complaint number CHIR01100038. Send each Board member a copy of proposed consent order for review for the conference call.

Continuing Education Audit Committee:

The Board agreed review continuing education audits. Each Board member will receive the audits for review in between the board meeting.

Chiropractic Newsletter:

Ms. Hightower presented the renewal newsletter. The board attorney requested that corrections be made prior to posting the newsletter.

Federal Student Loan Default:

Ms. Hightower provided the following update of federal student loan defaults:

Suspended:

Bohr, Corinne
Cavaliere, Frances
Donaldson, Cater Wilson
Gill, Joseph
Massengale, Gregory

In Compliance:

Baaith, Salih A
Bishop, William B.
Brooks, William B.
Denker, Beth Ann
Duckett, Michael
Ficco, David
Francis, Michael-Jon
Kershner, Patricia

**Awaiting 1st Notice with
Hand Service:**

Chimnoff, Mark Elliott
Earley, Kenneth
Elkins, Richard D.
Penn, Paul

AWAITING SERVICE

Fowler, Jon Terry

The following do not hold current licenses

Cutler, Peter G.
Dannels, Douglas, G.
Strickland, Jeffrey

Dr. Mathiak moved and Dr. Sallarulo seconded and the board voted to refer licensees with federal student loan default suspension to the Attorney General's office.

PROBATION REPORT:

Paul Besdansky: Dr. Mathiak moved and Dr. Sallarulo seconded and the Board voted to refer to the Attorney General's office.

Ladarian Gregory: Dr. Mathiak moved and Dr. Sallarulo seconded and the Board voted to request complete information.

Phillip Im: Dr. Mathiak moved and Dr. Sallarulo seconded and the Board voted to forward to the Attorney General's office.

William Gary Marshall: Dr. Mathiak moved and Dr. Sallarulo seconded and the Board voted to release from probation.

James E. Quintas: Dr. Mathiak moved and Dr. Sallarulo seconded and the Board voted to release upon acceptable additional information.

Hamid Sanaseri: Dr. Mathiak moved and Dr. Sallarulo seconded and the Board voted to release from probation.

David Orlando: Dr. Mathiak moved and Dr. Sallarulo seconded and the Board voted to release from probation.

CHIR050003: Dr. Mathiak moved and Dr. Sallarulo seconded and the Board voted to forward to the Attorney General's office for suspension if fine is unpaid.

L.S.: Dr. Mathiak moved and Dr. Sallarulo seconded and the Board voted that proof of completion of 90/90 meetings must be submitted along with September 2004 report.

F.G.: Dr. Mathiak moved and Dr. Sallarulo seconded and the Board voted to forward to the Attorney General's office.

BOARD POLICY: Dr. Mathiak moved, Dr. Sallarulo seconded and the board voted that fines must be paid by 5:00 p.m. when due. Staff will send a thirty (30) day notice to pay letter. If the fine remains unpaid then the matter will be referred to the Attorney General's office for suspension.

ENFORCEMENT REPORT:

CHIR030040: Dr. Mathiak moved and Dr. Sallarulo seconded and the Board voted to close case.

Blanca Sanchez: Dr. Mathiak moved and Dr. Sallarulo seconded and the Board voted to accept the signed Cease and Desist Order. Docket number: 2004-1910.

CHIR00100019: Assistant Attorney General will supply Enforcement additional information.

ATTORNEY GENERAL'S REPORT:

The Board requested that the Assistant Attorney General provide copies of Consent Orders for each Board member.

Dr. Mathiak moved, Dr. Sallarulo seconded, and the Board voted that everyone be prepared to discuss practice issues regarding orifice examinations and penetrations.

Mr. Gohil presented an update on the following cases:

CHIR030023, CHIR00169, CHIR00100026, CHIR01100078, CHIR030014, CHIR01100052, CHIR030075, CHIR020040, CHIR030079, CHIR030016, CHIR01100040, CHIR0100019, CHIR00100025, CHIR01100086, CHIR01100109

CHIR030014: Dr. Mathiak moved and Dr. Sallarulo seconded and the Board voted to close with a letter of concern.

CHIR040048: Mathiak moved and Dr. Sallarulo seconded and the Board voted to accept the signed Private Consent Order. Docket number 2004-1911.

Andrew Sokol: Mathiak moved and Dr. Sallarulo seconded and the Board voted to accept the signed Consent Order. Docket number 2004-1909.

CHIR01100038 Dr. Mathiak moved and Dr. Patterson seconded to accept the consent order. Dr. Sallarulo voted no. The motion did not carry.

COGNIZANT REPORTS:

POLICY: COGNIZANT BETWEEN BOARD MATTERS: Staff will maintain a report of in between the board meeting recommendations for presentation to the board. All dispositions of the cases must have a board vote prior to following the recommendations of the cognizant member.

CHIR040053: following an investigative interview, Dr. Sallarulo moved, Dr. Patterson seconded and the board voted to close with a letter of concern.

CHIR040052: Dr. Mathiak moved and Dr. Sallarulo seconded and the Board voted to forward to the Attorney General's office.

CHIR040047: following an investigative interview, Dr. Sallarulo moved, Dr. Patterson seconded and the board voted to refer to the Assistant Attorney General and recommend a private consent order with private reprimand, records keeping courses, pass the Ethics and Boundaries Examination within one (1) year.

CHIR040048: Dr. Sallarulo moved and Dr. Patterson seconded and the Board voted to request an Investigative Interview for January 2005.

CHIR040002: Dr. Mathiak moved and Dr. Patterson seconded and the Board voted to forward to the Attorney General's office for \$500. fine, one (1) year probation, right to inspect records and Ethics and Boundaries examination.

CHIR050004: Dr. Mathiak moved and Dr. Sallarulo seconded and the Board voted to forward to Enforcement for further investigation.

CHIR050010: Dr. Sallarulo moved and Dr. Patterson seconded and the Board voted to forward to Attorney General's office for \$500. fine for each record requested, public reprimand, additional continuing education, Ethics and Boundaries examination.

CHIR050020: following an investigative interview, Dr. Sallarulo moved, Dr. Patterson seconded and the board voted hand serve records release letter.

CHIR050014: Dr. Sallarulo moved and Dr. Patterson seconded and the Board voted to close.

CHIR040066: Dr. Sallarulo moved and Dr. Patterson seconded and the Board voted to hold the matter pending additional information.

CHIR050011: Dr. Mathiak moved and Dr. Patterson seconded and the Board voted to close with a letter of concern.

CHIR040064: Dr. Sallarulo moved and Dr. Patterson seconded and the Board voted to flag the file.

CHIR040068: Dr. Sallarulo moved and Dr. Patterson seconded and the Board voted to request an Investigative Interview for January 2005.

CHIR050013: Dr. Sallarulo moved and Dr. Mathiak seconded and the Board voted to close the case.

Executive Director Report:

- Renewal Update
- Registration Fees/Federation Chiropractic Licensing Boards (FCLB)
- FCLB Power Polls

APPLICATIONS:

A.R.A: Dr. Wren moved, and Dr. Mathiak seconded and the Board voted to hold application for reinstatement and invite applicant to the January 2005 Board meeting.

Steven E. Book.: Dr. Patterson moved and Dr. Mathiak seconded and the Board voted to approve licensure application.

J.B.K: Dr. Patterson, and Dr. Mathiak seconded and the Board voted to defer licensure application and invite applicant to the January 2005 Board meeting

F.J.M: Dr. Sallarulo moved, and Dr. Patterson seconded and the Board voted to deny licensure application.

T.H.N: Dr. Sallarulo moved, and Dr. Patterson seconded and the Board voted to deny licensure application.

Lyle R. Pipher: Dr. Mathiak moved and Dr. Sallarulo seconded and the Board voted to approve licensure application.

Dr. Patterson moved, Dr. Wren seconded and the Board voted to approve Chiropractic applications for licensure determined to have met licensure requirements as follows:

Name	License No.	Obtained By	Issue Date
Weaver, Mitchell Brian	CHIR007725	Application	9/9/2004
Ellison, Kristy Michelle	CHIR007726	Application	9/23/2004
Briggs, Jessica Wenzel	CHIR007727	Application	9/23/2004
Donnelly, Melinda Jo	CHIR007728	Application	9/23/2004

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Tan, Yoke Tiong	CHIR007729	Application	9/23/2004
Roberts, Stacy Darnisha	CHIR007730	Application	9/28/2004
Avery, Allen Madison, III	CHIR007731	Application	10/5/2004
Walker, Tonya Aveese	CHIR007732	Application	10/5/2004
Stefan, Terese Marie	CHIR007733	Application	10/5/2004
Hudak, Brian Edward	CHIR007734	Application	10/5/2004
Kolonick, Joshua Alan	CHIR007735	Application	10/13/2004
Allen, Walter Scott	CHIR007736	Application	10/18/2004
Wechsler, Ellen Diane	CHIR007737	Endorsement	10/18/2004
Gollwitzer, Carla Lee	CHIR007738	Application	10/25/2004
Abraham, Jeremy Hussine	CHIR007739	Application	10/28/2004
Bobbitt, Deborah A.	CHIR007740	Endorsement	10/28/2004
Humble, Jeffery John	CHIR007741	Application	10/28/2004
Gomez, Lucy	CHIR007742	Application	11/1/2004
Clark, Joseph Crawford	CHIR007743	Application	11/3/2004
Thomas, Richard Dean	CHIR007744	Application	11/3/2004
Schroder, Jay Kendall	CHIR007745	Application	11/3/2004
Afshari, Alireza	CHIR007746	Application	11/3/2004
Garcia, Juan Carlos	CHIR007747	Application	11/10/2004
Weston, Julie Kay	CHIR007748	Application	11/10/2004
Pettis, Robert W.	CHIR007749	Endorsement	11/10/2004
Brown, Kandyce T'Neal	CHIR007750	Application	11/10/2004
Pastor, Donna Marie	CHIR007751	Application	11/10/2004

Dr. Sallarulo moved and Dr. Patterson seconded and the Board voted to approve applications for reinstatement determined to have met reinstatement requirements as follows:

Name	License No.	Issue Date
Esposito, Joseph	CHIR005523	9/13/2004
Bahhur, Jamal	CHIR006333	10/18/2004
Kohout, Todd B.	CHIR005334	10/19/2004
Davis, Troy Orbie	CHIR007078	11/10/2004

Dr. Sallarulo moved and Dr. Patterson seconded and the Board voted to approve applications for reactivation determined to have met reactivation requirements as follows:

Name	License No.	Issue Date
Frankenberg, Kris	CHIR006744	9/29/2004

There being no further business to come before the Board, the meeting adjourned at 5:30 p.m.

Minutes prepared by: Yvonne LeSane, Board Secretary

Reviewed/Edited by: Jacqueline A. Hightower, Executive Director

David A. Wren, D.C.
Board President

Mollie L. Fleeman
Division Director